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U.S. COURT OF APPEALS

NOT FOR PUBLICATION

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

In re: VALARIE B. MANLEY,

Debtor,

VALARIE B. MANLEY,

Appellant,

v.

COUNTRYWIDE HOME LOANS INC.,

Appellee.

No. 04-56821

D.C. No. CV-04-00035-CAS

MEMORANDUM^{*}

Appeal from the United States District Court
for the Central District of California
Christina A. Snyder, District Judge, Presiding

Submitted December 5, 2005^{**}

Before: SCHROEDER, Chief Judge, GOODWIN and TASHIMA, Circuit
Judges.

^{*} This disposition is not appropriate for publication and may not be
cited to or by the courts of this circuit except as provided by 9th Cir. R. 36-3.

^{**} The panel unanimously finds this case suitable for decision without
oral argument. *See* Fed. R. App. P. 34(a)(2).

Valarie B. Manley appeals pro se from the district court's order dismissing as untimely her appeal from the bankruptcy court's order granting Countrywide Home Loans' request to lift the automatic stay on a defaulted mortgage. We have jurisdiction under 28 U.S.C. § 158(d). We review de novo. *Blyer v. Hemmeter (In re Hemmeter)*, 242 F.3d 1186, 1189 (9th Cir. 2001). We affirm.

The bankruptcy court entered an order granting Countrywide Home Loan's request to lift the automatic stay on December 16, 2003. Manley did not file her notice of appeal to the district court until December 30, 2003. The district court therefore properly dismissed Manley's appeal as untimely. *See* Fed. R. Bankr. P. 8002(a) (establishing ten day period to file a notice of appeal from entry of bankruptcy court order); *Anderson v. Mouradick (In re Mouradick)*, 13 F.3d 326, 327 (9th Cir. 1994) ("The provisions of Bankruptcy Rule 8002 are jurisdictional; the untimely filing of a notice of appeal deprives the appellate court of jurisdiction to review the bankruptcy court's order.").

AFFIRMED.